

Toxics Reporting Inventory Program

Penalty Calculation Worksheet - Voluntary Disclosure

Case Development Officer: Russ Frazer

Company: Pechiney Cast Plate, Inc.

Facility: 3200 Fruitland Avenue

Vernon, CA

90058

Discovery date: 3 Nov 2006

Reporting date: 15 Nov 2006 post 12 [$<22^{100,75}$ 31 50,25 days]

Form R/A submittal: 1999-04 27 Nov 2006 mark 24 [<61 days]

Gross sales tce: \$129,700,000,000 total corporate entity (tce)

No. of employees in 2005 (>9): 87 site Rio Tinto Group

SIC code: site London, England

[10,12,20-39,4911,4931,4939,4953,5169,5171,7389]

Count(s)	Chemical	Used (lbs/yr)	Threshold (lbs)	Extent level	\$ per day late	Total penalty
Reporting year	CAS number	Category I or II	Matrix \$	Total late \$		
	Manufacture (M), Process (P), Otherwise Use (U)	Circumstance level	Days submitted late			
1 2005	Copper	7440-50-8 68,378 P 25,000 II B 4	\$7,737	147 \$39	\$5,674	\$13,411
TOTALS:			\$7,737		\$5,674	\$13,411

ADJUSTMENT FACTORS

Voluntary disclosure - earned 100%:	100.0%	-\$13,411	\$0
Voluntary disclosure - earned 75%:	0.0%	\$0	\$0
Voluntary disclosure - earned 25%:	0.0%	\$0	\$0
Voluntary disclosure - fixed 25%:	0.0%	\$0	\$0
History of prior violations:	0.0%	\$0	\$0
Delisted chemical:	0.0%	\$0	\$0
Attitude - Cooperation:	0.0%	\$0	\$0
Attitude - Compliance:	0.0%	\$0	\$0
Ability to pay:	0.0%	\$0	\$0
Litigation risk:	0.0%	\$0	\$0
Total proposed penalty:	-100.0%	-\$13,411	\$0

0 payments over 0 years at daily interest rate of 0.0000274 %: 1% APR \$0 \$0

Total paid: \$0

Penalty Calculation Worksheet - Key Variables

The following information is from EPA's Enforcement Response Policy (ERP), amended April 12, 2001.

Extent Level Elements

- A >10 times thshld AND $\geq \$10M$ sales AND ≥ 50 employees
 B >10 times thshld AND $< \$10M$ sales OR < 50 employees
 B ≤ 10 times thshld AND $\geq \$10M$ sales AND ≥ 50 employees
 C ≤ 10 times thshld AND $< \$10M$ sales OR < 50 employees

Circumstance (Circ) Level Elements

- 1 >1 year late submittal
 3 Erroneous data submittal
 4 ≤ 1 year late submittal

Category II 'per day' Formula

[# days late - 1] x [level 1 - level 4 amounts] / [365] + level 4 amount

Penalty Matrix for Violations			
Circumstance Level			
	Extent Level		
	A	B	C
1	\$25,000	\$17,000	\$5,000
3	\$15,000	\$10,000	\$1,500
4	\$10,000	\$6,000	\$1,000
occurring on or before 30 Jan 97			
1	\$27,500	\$18,700	\$5,500
3	\$16,500	\$11,000	\$1,650
4	\$11,000	\$6,600	\$1,100
occurring after 30 Jan 97			
1	\$32,500	\$21,922	\$6,448
3	\$19,343	\$12,895	\$1,934
4	\$12,895	\$7,737	\$1,290
occurring after 15 Mar 04			